

**THE TOMBSTONE EPITAPH**  
Published Sunday Mornings  
Gives all the news of the county,  
state and general, and more es-  
pecially events and happenings  
of interest to the people of  
Tombstone and Cochise county.

# Tombstone Epitaph.

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## PARTNERS ARE ONLY EXEMPT ON 5 MINE CLAIMS

QUESTION AS TO WHETHER  
PARTNERS OWNING MORE  
THAN 5 CLAIMS, EACH EXEMPT  
FOR FIVE, EXPLAINED BY COM-  
MISSIONER TALLMAN OF GEN-  
ERAL LAND OFFICE THROUGH  
CONGRESSMAN CARL HAYDEN  
OF ARIZONA.

Answering communication regard-  
ing the status of the exemption law  
recently passed by Congress with re-  
ference to the number of claims al-  
lowed under the law, County Recorder  
Ray B. Krebs has received a letter  
from Congressman Carl Hayden en-  
closing a letter from the Commis-  
sioner of the General Land Office, which  
explains the status of the law, and  
which should be interesting news to  
claim holders in Tombstone and Co-  
chise county. Congressman Hayden's  
letter and the copy of the letter from  
Commissioner Tallman of the Gen-  
eral Land Office follow:

August 25th, 1919

Mr. Ray B. Krebs,  
Recorder, Cochise County,  
Tombstone, Arizona.

My Dear Mr. Krebs:

I enclose herewith a copy of the  
Joint Resolution approved August 15,  
1919, to suspend the requirement of  
assessment work for not more than  
five mining claims to any one claim-  
ant for the year 1919. I also enclose  
a copy of a letter that I have re-  
ceived from the Commissioner of the  
General Land office which indicates  
that there will be much confusion  
as to how this law will be interpreted.  
I have talked with a number of  
Congressmen from the West and we  
will try to have legislation passed  
which will clarify this act, but in the  
meantime we will have to make the  
best of a bad situation.

Yours very sincerely,

CARL HAYDEN.

August 15th, 1919.

Hon. Carl Hayden,

House of Representatives,

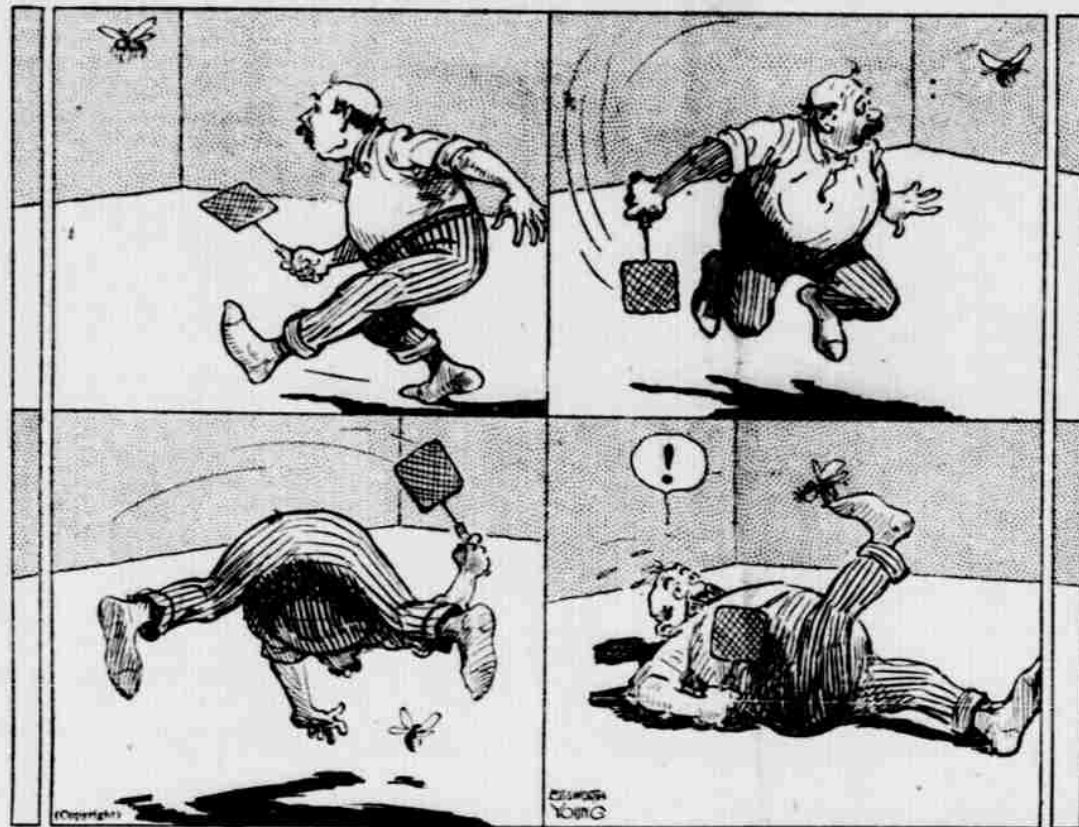
My dear Mr. Hayden:

I am in receipt, by your reference  
of the 13th instant, of letter from C.  
W. Rogers, relative to the bill which  
has passed both Houses of Congress  
and gone to the President, exempting  
mining claims from assessment work  
for the calendar year 1919, but lim-  
iting such exemption to not more  
than five claims. Your correspondent  
is doubtless familiar with this pro-  
vision and inquiries whether or not  
in case three parties had jointly lo-  
cated a group of fifteen claims, each  
could claim an exemption of five  
claims.

In reply will say that the Land De-  
partment will not have the decision of  
this question, as assessment work is  
a matter between claimants and the  
meaning and application of the law  
will have to be construed by the courts  
in case of conflict, hence this De-  
partment will issue no instructions  
or regulations regarding same. I may  
state, however, that it is the opinion  
of this office that the exemption con-  
tained in the proviso to House Joint  
Resolution 159 applies to claims, and  
not to individual owners, wherefore,  
if any work at all is required on a  
claim, the full \$100 worth is required.  
It would follow that if it is necessary  
for the interests of any owner or  
part owner to be represented by as-  
sessment work, it would be necessary  
for the entire claim owners to do the  
work and the whole thereof, in each

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## Summer Indoor Sport



## New Highway Commission is Named by Board

The board of supervisors at a night  
session last night named the new  
highway commission that will succeed  
the old commission which went out  
of office on the fourth. The new  
Commission is composed of 3 mem-  
bers of the commission named some  
time ago, which could not act, owing  
to the law, which does not provide for  
two commissions. Two of the pres-  
ent commission are new men named  
to succeed R. A. Packard, of Douglas,  
who is out of the state, and Harry  
E. Pickett, who tendered his resigna-  
tion to the board. They are I. W.  
Wallace of Bisbee and W. J. Reay of  
Douglas, the other members of the  
new board are A. Y. Smith of Pearce,  
T. D. Furghum of Wilcox and Emil  
Marks of Lowell. It is expected that  
the commission will meet at a near  
future date and organize, electing  
their chairman and secretary, prepar-  
atory to getting ready for a bond  
issue, which it is expected will be  
called by the board of supervisors.

## INSURANCE REPORT PROVES ARIZONA IS IN PROSPERITY

PHOENIX, Sept. 6.—That Arizona  
is prosperous is amply demonstrated  
by the report of the insurance de-  
partment of the corporation com-  
mission. Insurance premiums are gen-  
erally considered an excellent bar-  
ometer of the general prosperity of the  
country. The premiums paid this  
year exceed those of the year before  
by several hundred thousand dollars.

Premiums paid on life insurance in  
Arizona in the year 1918 in cities and  
towns of more than 3000 inhabitants  
amounted to the sum of \$4,132,525.84.  
This exceeds the premiums paid in  
1917 by \$452,606.66.

Fire insurance premiums paid  
amounted to \$904,462.07, an increase  
over the previous year of \$142,371.09.  
A point of interest is that towns of  
more than 3000 inhabitants receive  
half of the state tax levied on insur-  
ance premiums.

## ARIZONANS URGED TO TAKE ADVANTAGE OF THE UNIVERSITY

PHOENIX, Sept. 6.—Calling special  
attention to the University of Arizona  
and urging upon the people of Arizona  
to make use of its exceptional advan-  
tages for their sons and daughters,  
Governor Campbell issued a proclama-  
tion today designating next week as  
college week, and Sunday, Sept. 14th,  
as college Sunday. This is in ac-  
cordance with a nation-wide move-  
ment to secure further attendance at  
colleges and universities.

The proclamation in full reads as  
follows:

Whereas, the great privilege of  
parents is the privilege of so educat-  
ing their children as to develop their  
powers and prepare them for lives of  
increasing usefulness and the happi-  
ness that results from the exercise of  
trained and disciplined faculties;

Whereas, the places of profit, lead-  
ership and power in business affairs,  
in professional life and in the public  
service are being taken in increasing  
proportions by men and women whose  
powers of body, mind and spirit have  
been disciplined and made effective  
by severe courses of college training;

Whereas, the growing state of Ariz-  
ona needs to train her own sons and  
daughters within her own institutions  
in order that the resources of the  
state may be developed and enjoyed  
by our own people trained for lead-  
ership in agriculture, manufacture,  
mining and other productive industries,  
as well as in trade, transportation and  
the various professions;

Therefore, I, Thomas E. Campbell,  
governor of the state of Arizona, here-  
by declare and proclaim that the week  
beginning Sunday, September 7 shall  
be known throughout the state of Ariz-  
ona as college week, during which  
the people are asked earnestly to  
consider the educational needs of the  
young, more particularly those of col-  
lege age; and I would impress upon  
the editors and publishers of newspa-  
pers that they daily impress upon  
their readers the important matters  
suggested in this proclamation.

Furthermore, I hereby designate  
Sunday, September 14, as college  
Sunday, and respectfully urge the  
ministers of all churches in the state  
(Continued on Page Two)

## Weekly Report on Cochise Roads By A. H. Gardner

By A. H. GARDNER, Secretary  
Cochise County Highway Commission

The present Cochise County High-  
way Commission will turn over the  
unfinished work to the new highway  
commission appointed today on the  
15th of this month.

The Commission has completed and  
accepted from the contractors up to  
date three pieces of work, that of the  
improvements to the paved road in  
Lowell, the Cochise-Pearce road and  
the Tombstone to Benson road.

Work is progressing very favorably  
now on all of the unfinished work be-  
tween Lowell and Bernardino in the  
Silver Creek country. The link that  
would have been left unpaved, towing  
to changed conditions brought on by  
the war) between Forrest Station and  
Forrest Ranch will now be paved with  
the assistance of Federal Aid secured  
by the commission through State En-  
gineer Thos. Maddock. Also it might  
be added that in addition to that \$195-  
000.00 secured from Federal Aid, Mr.  
Maddock has secured \$52,000.00 Fed-  
eral Aid to be used in extending the  
road east towards Rodeo.

The Board of Supervisors have ar-  
ranged with State Engineer Maddock  
to secure Federal Aid to build the  
road from Benson to the Pima county  
line. This application followed the  
application for Federal Aid for the  
Bisbee-Douglas section and Douglas-  
East section, and will probably be ap-  
proved within the next few days as it  
is in conjunction with the application  
for Federal Aid of the entire section  
from Vail to Benson road. There are  
many conditions surrounding the se-  
curing of Federal Aid which those  
who have not studied that matter do  
not know. All this work is to be done  
by contract.

This week the writer desires to call  
the attention of the taxpayers of Co-  
chise county to the fact that from  
now on indications point to the fact  
that Senator Roberts and the writer  
are in accord on one thing and that is  
all men working for the state or  
county on maintenance of roads in  
Cochise county must put in eight  
hours on the job and it is not going  
without the bounds of conjecture to  
say that no doubt every man riding  
(Continued on Page Five)

## MANY HUNTERS MAKE APPLICATIONS TO KILL ARIZONA ELK

PHOENIX, Sept. 6.—Persons de-  
siring to hunt elk in Arizona this fall  
must file their applications for spe-  
cial hunting licenses with state game  
warden Joe V. Prochaska before Sept.  
11, according to an announcement  
made today by that official. Although  
only 35 applicants have been re-  
ceived, Prochaska believes that at  
least 200 will be filed, and that it will  
be necessary to award the 100 special  
licenses by lot.

Applicants must remit 50 per cent  
of their fee with the applications the  
state's fee for the special elk hunting  
permits being \$19 for residents and  
\$20 for non-residents.

It is the expectation of Prochaska  
that about 40 male elk will be killed  
during the open season on these ani-  
mals, which runs from October 17 to  
19 inclusive. The habitat of the elk  
herds lies along the rim of the Mogel-  
on plateau in central Arizona, and  
embraces some of the roughest coun-  
try in the state. It is possible that  
the state will arrange to furnish  
guides to those hunters who desire  
them.

Zane Gray, the writer, will be  
among those who will take to the  
trail after elk in Arizona next month,  
and inquiries are being received from  
many other noted sportsmen.

## AUTO STAGE OPERATORS WHO ATTEMPT TO RUN WITHOUT LICENSE WARNED

PHOENIX, Sept. 6.—"Any attempt  
to evade the law on the part of au-  
to stage line operators who have been  
denied a permit will be met by  
prompt action on the part of the Ariz-  
ona corporation commission." It was  
officially announced today at the of-  
fice of the commission.

The statement was in reference to  
reports received that Ben F. Stoen and  
others are attempting to run stages  
between Tucson and Nogales. An  
application to operate between Tuc-  
son and Nogales, Sonora, was filed  
with the commission yesterday, to-  
gether with a schedule calling for de-  
parture from Tucson at 6:30 p. m.,  
8 a. m. and 1 p. m. In reply the com-  
mission sent out a letter stating that  
the application had been docketed  
for hearing and warning the ap-  
licants that they must not transport  
either passengers or freight until a  
permit has been granted.

## AMERICAN CONSUL STARTS INVESTIGATING DEATH OF AMERICAN

NOGALES, Ariz., Sept. 6.—Ameri-  
can Consul Francis E. Dyer at No-  
gales, Sonora, Mexico, today began  
an investigation of the death of Al-  
phonso P. Hennessy, alleged to have  
been murdered by Yaqui Indians on  
Tuesday while traveling with a mili-  
tary escort near Huila, Sonora.

Hennessy was a war veteran, a mem-  
ber of the Stephen D. Little garrison  
of the army and navy union of No-  
gales. Members of this organization  
in Hermosillo have been notified to  
secure the body for shipment here.

Hennessy is the third American  
killed since May 31 in the vicinity of  
Huila, on which date Stanley White,  
a truck driver for the company oper-  
ating the San Xavier mine, was killed  
from ambush and a few days later  
C. P. Tevete, a prominent mining en-  
gineer was murdered by a marauding  
band.

## CHINESE FEUD ENDS IN DEATH BY SHOOTING

TROUBLE BETWEEN GARDNERS  
ON HOP WO FARM NEAR FAIR-  
BANK, RESULTS IN INNOCENT  
CHINAMAN BEING KILLED AT  
HANDS OF INFURIATED CEL-  
ESTIAL WHO GOT WRONG MAN;  
"ME LUCKY CHINAMAN" SAYS  
MAN WHO ESCAPED.

As an ending to a feud between two  
Chinese gardeners at the Hop Wo gar-  
den near Fairbank, a Chinaman,  
named Ah Gee and a non-participant  
in the quarrel was instantly killed  
last night about 9 o'clock, when one  
of his countrymen named Wong Tong  
opened fire on a crowd of the Chinese  
gardeners seated around a table in an  
effort to kill his enemy Wong Him.

According to the excited story of  
the Chinese who witnessed the kill-  
ing, and also the Celestial, Wong  
Him, who says "Me lucky Chinaman"  
Wong Tong, who did the shooting,  
and Him had been quarreling for  
some time, Wong Tong having made  
repeated threats that he would kill  
Wong Him, who is not of a quarrel-  
ous nature, and did not provoke the  
fight, according to his countrymen.

Last night, the climax came, how-  
ever, when Wong Tong is said to  
have called Wong Him some vile  
names (in Chinese), whereupon Him  
wanted to know the reason why. It  
is said that Tong immediately got  
up from the festive board, where all  
were consuming rice, and walked out-  
side, and the next thing known was  
a shotgun report in the midst of the  
nine men seated around the table and  
Ah Gee fell dead with a gaping hole  
in his left lung. Tong had aimed at  
the wrong man.

The gun was a single barrel affair  
of antique nature, and before he could  
reload the other Chinamen disarmed  
him, and held him prisoner until  
Chief Deputy Sheriff Geo. Henshaw  
arrived on the scene with a coroner's  
jury which had been empaneled by  
Coroner Wentworth.

They found Ah Gee where he had  
fallen. An inquest was made and the  
story of the killing was told the of-  
ficers amid wild gesticulations and ex-  
planations, which, would have fur-  
nished the scenario for a good com-  
edy movie, according to some of those  
who went down to the scene.

Today the inquest was held, the  
coroner's jury returning a verdict  
that Ah Gee had reached his death  
from a gunshot wound at the hands  
of Wong Tong.

Last night when the officers arrived  
Tong is said to have remarked that  
he was sorry he killed Ah Gee, who  
was a good friend of his, but he would  
have been glad if it had hit the man  
he wished to get, Wong Him.

Wong Tong was brought to jail to  
await preliminary trial, while Wong  
Him was also placed in jail as a  
witness. He will probably be releas-  
ed on bond to appear at the trial.

## LEAKE BOUND OVER ON \$3000 BOND BY JACK

DOUGLAS, Sept. 6.—Conrad Leake,  
charged with the murder of Elmo E.  
Wilson on August 25 at the Double  
Adobes, about 20 miles northwest of  
Douglas, was bound over to the su-  
perior court yesterday afternoon fol-  
lowing his preliminary hearing. Judge  
W. C. Jack presided at the hearing.

While some 15 witnesses were sworn  
not more than half a dozen took the  
stand. Leake's bond was fixed at  
\$3000 which he furnished.

Manatt and Stephenson were the  
attorneys in the case.